IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTIETH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 19651 of 2004

Between:

1 V.Lakshmi, w/o Prema Sunda Rao,
SC-Mala, Contingent Worker, Government Seed Farm, Sericulture Department,
Chebrol Village, Gollaprolu Mandal, East Godavari district.
2 T.Nageswara Rao, s/o Raja Rao,
Government Seed Farm, Sericulture Department,
Chebrol Village, Gollaprolu Mandal, East Godavari District.
3 M.Veera Kumari, w/o Chakra Rao,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.
4 V.Durgayya, s/o Ramulu,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.
5 P.Satyavathi, w/o Satyanarayana,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.
6 V.Manikyam, w/o Lavayya,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.
7 D.Bullammai, w/o Babji,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.
8 B.Nagaratnam, w/o Apparao,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.
9 T.Subrahmanyam, s/o Krishna Murthy,

Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari district.

10 V.Veeranna, s/o Ramulu,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.

11 S.M.M.Ishaq,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.

12 V.Nagasuryudu, s/o Ramulu,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.

13 M.Daveedu, s/o Sathiyya,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.

14 Ijjina Yesu,
Government Seed Farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.

15 M.Musalayya,
Government Seed farm, Sericulture Department, Chebrol Village, Gollaprolu Mandal,
East Godavari District.

..... PETITIONERS

AND

The Assistant Director of Sericulture, Kakinada, East Godavari District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus or any other appropriate writ, order or direction declaring the action of the respondents asking the petitioners to pay the alleged due amount from their salaries which is already paid by the petitioners herein pending C.C.No.91 of 2004 on the file of the I Class Magistrate, Pithapuram, is illegal,arbitrary and violative of the Fundamental rights guaranteed under Article 14 and 21 of the Constitution of India besides being opposed to the natural justice.

Counsel for the Petitioner:MRT.N.M.RANGA RAO

Counsel for the Respondent: G.P. for Cooperation.

The Court made the following :

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ORDER:

Heard both sides and at their request the main Writ Petition is taken up for disposal.

Petitioner herein filed this Writ Petition inter alia seeking for Mandamus not to proceed against the salary of the petitioner in view of the pendency of the Criminal Case in CC No. 91 of 2004, on the file of the First Class Magistrate, Pithapuram. The main grievance of the petitioner is that having regard to the serious charges made against the petitioner, there is every apprehension by the respondents to seek reduction of the salary of the petitioner.

The learned Government Pleader appearing on behalf of the respondents submits that so far no such orders have been issued and there are no such instructions in this regard.

In view of the same and also recording the same, it is not necessary to go into the merits of the case and accordingly, the Writ Petition is disposed of. No costs.

_____ B. PRAKASH RAO, J

Dated:20.12.2004.

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Note: Furnish copy in three days.

To

1. The Assistant Director of Sericulture, Kakinada, East Godavari District.

2. 2 CCs to G.P. for Cooperation, High Court of A.P. Hyderabad (OUT)

3. **2CD copies.**